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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 JOSUE CASTANEDA JUAREZ, *et al.*,

10 Petitioners-Plaintiffs,

11 v.

12 NATHALIE ASHER, *et al.*,

13 Respondents-Defendants.

14 Case No. C20-700 JLR-MLP

15 ORDER

16 This matter is before the Court on Petitioners' motion to extend the current discovery and
17 dispositive motions deadlines by 90 days. (Dkt. # 211.) Petitioners assert there is good cause to
18 modify the scheduling order because there is a pending Report and Recommendation
19 recommending the Court grant Petitioners' motion for class certification, and that to date,
20 discovery has been limited to Petitioner Khan. (Mot. at 2.) Petitioners assert that they will be
21 unable to obtain discovery relevant to class members under the current schedule. (*Id.*)

22 Federal Respondents oppose Petitioners' motion.¹ (Dkt. # 219.) Respondents argue
23 Petitioners' request is premature because the Court has not yet ruled on the pending Report and
24 Recommendation. (*Id.* at 1.) Respondents also argue that the Court granted only limited

¹ GEO Respondents join federal Respondents' opposition to Petitioners' motion. (Dkt. # 220.)

discovery that requires court approval and Petitioners have not identified or proposed what additional discovery they would seek regarding the potential class. (*Id.* at 2.) Respondents further note that much of the discovery produced relates to the proposed putative class. (*Id.*)

The Court finds an extension of the discovery and dispositive motions deadlines unwarranted at this time. Because the Court has yet to rule on the Report and Recommendation regarding class certification, this matter is not a class action and the current deadlines are sufficient to address the permitted discovery regarding Petitioner Khan. Accordingly, Petitioners' motion is DENIED. Should the Court grant Petitioners' motion for class certification, Petitioners may renew their motion and identify the additional proposed discovery they seek for court approval.

The Clerk is directed to send copies of this order to the parties and to the Honorable James L. Robart.

Dated this 2nd day of February, 2021.

M. J. Rehman

MICHELLE L. PETERSON
United States Magistrate Judge